

STATE OF SOUTH CAROLINA

(Caption of Case)

IN RE:

Happy Rabbit, LP on Behalf of,

Windridge Townhomes, Complainant,

v.

Alpine Utilities, Inc., Respondent

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2008 - 360 - S

(Please type or print)

Submitted by: Richard L. WhittSC Bar Number: 62895Address: Austin & Rogers, P.A.Telephone: 803-251-7442508 Hampton Street, Suite 300Fax: 803-252-3679Columbia, South Carolina 29201Other: 803-256-4000Email: rlwhitt@alrlaw.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiouslyOther: Routine

| INDUSTRY (Check one) | NATURE OF ACTION (Check all that apply) | | |
|--|--|--|---|
| <input type="checkbox"/> Electric | <input type="checkbox"/> Affidavit of Publication | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Electric/Gas | <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certifica |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigat |
| <input type="checkbox"/> Electric/Water | <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Electric/Water/Telecom. | <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Electric/Water/Sewer | <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Certification of Mailing | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Railroad | <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discove |
| <input checked="" type="checkbox"/> Sewer | <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Telecommunications | <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Transportation | <input checked="" type="checkbox"/> Discovery | <input type="checkbox"/> Return | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Water | <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Water/Sewer | <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Administrative Matter | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| | <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

INSTRUCTIONS

IT IS HEREIN REQUESTED:

1. That all information shall be provided to the undersigned in the format as requested.
2. That all responses to the below Interrogatories shall be labeled using the same numbers as used herein.
3. That if the requested information is found in other places or in other exhibits, reference not be made to those, but, instead, that the information be reproduced and placed in the responses to these Interrogatories in the appropriate sequence.
4. That any inquiries or communication relating to questions concerning clarifications of the data requested below be directed to the undersigned.
5. That all exhibits be reduced to an 8 1/2" x 11" format.
6. That each Interrogatory be reproduced at the beginning of the response thereto.
7. That Respondent provide the undersigned with responses to these Interrogatories as soon as possible but **not later than twenty (20) days from the date of service hereof.**
8. If the response to any Interrogatory is that the information requested is not currently available, state when the information requested will become available.
9. These Interrogatories shall be deemed continuing so as to require Respondent to supplement or amend their responses as any additional information becomes available up to and through the date of trial.
10. If a privilege not to answer an Interrogatory is claimed, identify each matter as to which the privilege is claimed, the nature of the privilege, and the legal and factual basis for each such claim.
11. If a refusal to answer an Interrogatory is based on the grounds that same would be unduly burdensome, identify the number and nature of documents needed to be searched, the location of the documents, and the number of hours and costs required to conduct the search.
12. Answer each Interrogatory on the basis of the entire knowledge of Respondent, including information in the possession of Respondent or its consultants, representatives, agents, experts, and attorneys, if any.
13. If any Interrogatory cannot be answered in full, answer to the extent possible and specify the reasons for Respondent's inability to answer.

DEFINITIONS

As used herein, the following terms shall have the meaning and be interpreted as set forth below:

1. "You" or "your" shall refer to Respondent, its successors, assigns, representatives, partners, agents, consultants, experts, and attorneys, if any.
2. Respondent shall refer to Alpine Utilities, Inc. and includes its business divisions, operating divisions, assigns, representatives, partners, agents, consultants, experts, and attorneys, if any.
3. The conjunctions "and" and "or" shall be interpreted in each and every instance as meaning "and/or" and shall in neither instance be interpreted disjunctively to exclude any document or information otherwise within the scope of any description or request made herein.
4. "Document" shall mean all originals of any nature whatsoever, identical copies and all non-identical copies thereof, pertaining to any medium upon which intelligence or information is recorded in your possession, custody or control, or other tangible objects regardless of where located; including, without limiting the generality of foregoing, punch cards, print-out sheets, movie film, slides, photographs, records, microfilm, notes, letters, memoranda, ledgers, worksheets, books, magazines, notebooks, diaries, calendars, appointment book registers, charts, cable, papers, agreements, contracts, purchase orders, acknowledgements, invoices, authorizations, budgets, analyses, projections, transcripts, minutes of meeting of any kind, correspondence, telegrams, drafts, data processing disks or tapes, or computer-produced interpretations thereof, instructions, announcements, schedules, and price list. In all cases where originals and/or non-identical copies are not available, "document" also means identical copies of original documents and copies of non-identical copies.
5. "Identify" or "identity" used with reference to an individual means to state his or her full name, present or last known address, present or last known position and business affiliation, and employer, title, and position at the same time in question.
6. "Identify" or "identity" used with reference to a writing means to state the date, author, type of document (e.g. letter, memorandum, telegram, chart, note, application, etc.) or other means of identification, and its present location or custodian. If any such document is no longer in Respondent's possession or subject to their control, state what disposition was made of it.
7. All references to the singular contained herein shall be deemed to include the appropriate plural number and all references to the plural shall be deemed to include the singular. All references to the masculine gender contained herein shall be deemed to include the appropriate feminine and neuter genders.

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2008-360-S

| | | |
|--------------------------------|---|------------------------|
| IN RE: |) | |
| Happy Rabbit, LP on Behalf of, |) | |
| Windridge Townhomes, |) | |
| |) | |
| Complainant, |) | COMPLAINANT'S |
| |) | SECOND SET OF |
| v. |) | INTERROGATORIES |
| |) | |
| Alpine Utilities, Inc., |) | |
| Respondent |) | |
| _____ |) | |

TO: Respondent Alpine Utilities, Inc., (hereinafter, "Respondent or Respondent Alpine").

Complainant, Happy Rabbit, LP on Behalf of Windridge Townhomes, (hereinafter, "Happy Rabbit"), through counsel, hereby requires the above-named Respondent to answer under oath the Interrogatories hereinafter set forth, within twenty (20) days after the service thereof in accordance with 26 S.C. Code Ann. 103-833.B (Supp. 2008) and other applicable Commission rules and regulations. This set of interrogatories shall be deemed continuing, and if complete answers to any of them are not presently available, and the information becomes available before trial, supplemental answers are required at such time as this information becomes available to Respondent.

SECOND SET OF INTERROGATORIES

2-1. Set forth a list of all customer complaints filed within the last three calendar years against Alpine with the South Carolina Office of Regulatory Staff and the Public Service Commission of South Carolina, both formal or informal.

2-2. Set forth a list of all violations or investigations, of any kind, alleged within the last three calendar years against Alpine by the South Carolina Department of Health and Environmental Control.

2-3. Set forth a list of all violations or investigations, of any kind, alleged within the last three calendar years against Alpine by other state or federal regulators.

2-4. Set forth a list of the names, addresses, and dates of all contacts made by Alpine or Alpine's representatives of any kind within the last three calendar years, with residents or tenants of Windridge Townhomes.

2.5. Set forth a list and amount of all fines assessed against Alpine for violations of local, state, or federal rules, regulations, requirements, ordinances, laws, and statutes.

2.6. For the contacts within the last three calendar years between Alpine and residents or tenants of Windridge Townhomes and as set forth in Interrogatory 2-4, set forth a synopsis of such contacts along with a list of all documents relied on in such contacts and notes from such contacts.

AUSTIN & ROGERS, PA

_____/s/_____
Richard L. Whitt
508 Hampton Street, Suite 300
Columbia, South Carolina 29201
(803) 251-7442
Attorney for Complainant

Columbia, South Carolina

RLW/jjy

February 9, 2009

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2008-360-S

IN RE:

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Windridge Townhomes,

Complainant,

v.

Alpine Utilities, Inc.,

Respondent

CERTIFICATE OF SERVICE

I, Monica Griffin, an employee of Austin & Rogers, P.A., certify that I hand delivered a copy of Happy Rabbit's First Set of Requests for Production and Happy Rabbit's Second Set of Interrogatories, in the above referenced matter, by hand delivery as addressed below, or e-mail, as indicated below, on February 9, 2009.

Attorney Benjamin P. Mustian
930 Richland Street
Columbia S.C., 29201
Via Hand Delivery

Nanette S. Edwards, Esquire
Via e-mail

Austin & Rogers, P.A.


Monica Griffin

Columbia, South Carolina
February 9, 2009